

# HOUSE . . . . . No. 924

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By Miss Garry of Dracut, petition of Colleen M. Garry for legislation to establish the crime of criminal solicitation. The Judiciary.

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## The Commonwealth of Massachusetts

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In the Year Two Thousand and Five.

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AN ACT CREATING THE CRIME OF CRIMINAL SOLICITATION.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Chapter 274 of the General Laws, as appearing in the 2000  
2 Official Edition, is hereby amended by adding at the end thereof  
3 the following section:—

4 Section 8. Whoever, with the intent that another person engage  
5 in conduct constituting a felony, commands, incites, induces or  
6 exhorts a felony to be committed, whether such felony is  
7 attempted or completed, shall be guilty of criminal solicitation  
8 and shall be punished as follows:

9 First, by imprisonment in state prison for not more than ten  
10 years, if he solicits the commission of murder in the first degree  
11 or murder in the second degree.

12 Second, by imprisonment in the state prison for not more than  
13 five years or in a jail or house of correction for not more than two  
14 and one-half years, if he solicits the commission of a crime punishable with imprisonment in the state prison for five years or  
15 more.  
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17 Third, by imprisonment in a jail or house of correction for not  
18 more than one year or by a fine of not more than five thousand  
19 dollars, if he solicits the commission of a crime, punishable by  
20 imprisonment in the state prison for less than five years or by  
21 imprisonment in a jail or house of correction or by a fine.